IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.957 OF 2003
IN
FIRST APPEAL NO.507 OF 2003

The New India Assurance Co. Ltd. ...Applicant
Vs.
Suresh M. Patil & Anr. ...Respondents

Ms Medha R.Behre for the Applicant.
Shri G.S. Hegde for the Respondent No.1.

CORAM : A. S. OKA, J.
DATE : JULY 27, 2006.

P.C.:

1. Heard the Advocates appearing for the Applicant and the Respondent No.1. Service of notice to the Respondent No.2 is dispensed with for the purposes of Civil Application. Considering the findings recorded by the learned Member of the Tribunal, Civil Application is disposed of by passing following order:

(i) The Respondent No.1 is permitted to withdraw a sum of Rs.45,000/- without furnishing any security.

(ii) The Respondent No.1 is permitted to withdraw a further amount of Rs.25,000/- on furnishing security to the satisfaction of the Registrar

(Judicial I) of this court. The Registrar (Judicial I) will hear the Applicant before accepting the security.

(iii) Registrar (Judicial I) is directed to invest the balance amount in fixed deposit initally for a period of three years.

(iv) The fixed deposit shall be renewed from time to time till the disposal of the Appeal.

(v) There will be no orders as to costs.

JUDGE